

IN THE HIGH COURT OF JUDICATURE, ANDHRA
PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE FIFTH DAY OF FEBRUARY
TWO THOUSAND AND SEVEN

PRESENT
THE HON'BLE SRI JUSTICE BILAL NAZKI
and
THE HON'BLE SRI JUSTICE NOOTY
RAMAMOHANA RAO

–
Writ Petition No.25666 of 2006

Between:

**M/s.Lanco Industries Limited,
Rachagunneri Village, Sri Kalahasthi Mandal,
Chittoor District, rep. by its
Assistant General Manager (Finance),
Mr.V.M.Sridharan.**

.....PETITIONER

AND

**1.The Commercial Tax Officer,
Puttur Circle, Chittoor District and another.**

.....RESPONDENTS

**The Hon'ble Sri Justice Bilal Nazki
and
The Hon'ble Sri Justice Nooty Ramamohana
Rao**

–
Writ Petition No.25666 of 2006

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Order: (Per Hon'ble Sri Justice Bilal Nazki)

The main grievance of the petitioner is
that certain excess tax amount paid by him
towards the assessment year 2002-03 was not

being refunded to him in spite of the orders of the appellate authority.

In the counter-affidavit filed by the respondents, the petitioner's claim for refund has been admitted and it has been stated that the remand order of the appellate authority has been given effect to on 01-02-2007, refund notice in Form-'C' was served on the petitioner on 02-02-2007 and soon after the receipt of Form No.XXIII from the petitioner, refund of excess amount will be granted following the departmental procedures.

The learned Counsel for the petitioner submits that the said Form has already been filed by the petitioner.

In view of the counter filed by the respondents, no grievance of the petitioner survives for adjudication.

Hence, the Writ Petition is dismissed as infructuous. However, the respondents are directed to pass necessary orders of refund and issue the refund vouchers within a period of four weeks from today. No costs.

Nazki, J)
5th February, 2007

(Bilal

(Nooty Ramamohana Rao, J)

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